Approved for use through 08/30/2003. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE erwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number Application Number 10/772.550 TRANSMITTAL Filing Date February 3, 2004 FORM First Named Inventor Robert L. Horton Art Unit 3672 (to be used for all correspondence after initial filing) Examiner Name Unknown Attorney Docket Number 11836.0748.NPUS00 Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance communication Fee Transmittal Form Drawing(s) to Technology Center (TC) Appeal Communication to Board Licensing-related Papers Fee Attached of Appeals and Interferences Appeal Communication to TC Petition (Appeal Notice, Brief, Reply Brief) Amendment/Reply Petition to Convert to a **Proprietary Information** After Final Provisional Application Power of Attorney, Revocation Status Letter Affidavits/declaration(s) Change of Correspondence Address Other Enclosure(s) (please Terminal Disclaimer Extension of Time Request Identify below): Request for Refund **Express Abandonment Request** CD, Number of CD(s) Information Disclosure Statement Remarks Certified Copy of Priority Document(s) FORM PTO-1449; **POSTCARD** Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm **HOWREY SIMON ARNOLD & WHITE** Individual name Signature Date July 28, 2004 CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name

Michelle C, Replogle, Reg. 54,394

Signature

Date July 28, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 121 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



In re Application of:

Robert L. HORTON et al.

Serial No.: 10/772,550 Confirmation No.: 5502

Filed: February 3, 2004

Commissioner for Patents

Alexandria, VA 22313-1450

P.O. Box 1450

For: DELAYED PHASE CHANGING AGENT FOR INVERT EMULSION DRILLING FLUID

Group Art Unit: 3672

Examiner: Unknown

Att'y Docket: 11836.0748.NPUS00

Client Docket: PA-00144US

#### **INFORMATION DISCLOSURE STATEMENT**

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CERTIFICATE OF MAILING 37 C.F.R. 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22318-1450, on the date below:

July 28, 2004

Signature

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Information Disclosure Statement be entered and the documents listed on attached Form PTO-1449 be considered by the Examiner and made of record.

### Disclosure of patents and other written materials

Copies of the listed documents required by 37 C.F.R. § 1.98(a)(2) are enclosed for the convenience of the Examiner. Copies of cited U.S. patents and U.S. patent publications are not submitted for patent applications filed after June 30, 2003 (see partial waiver of 37 C.F.R. 1.98(a)(2)(i); Official Gazette notice dated August 5, 2003).

In accordance with 37 C.F.R. §§ 1.97(g),(h), this Information Disclosure Statement is not to be construed as a representation that a search has been made by the Applicant, and is not to be construed to be an admission that the information cited is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

#### Filing of this Information Disclosure Statement

The present Information Disclosure Statement is being filed prior to the receipt of a first Official Action reflecting an examination on the merits, and hence is believed to be timely filed in accordance with 37 C.F.R. § 1.97(b). No fees are believed to be due in connection with the filing of this Information Disclosure Statement, however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to this document, the Commissioner is hereby authorized to deduct the fees from Howrey Simon Arnold & White, LLP Deposit Account 01-2508/11836.0748.NPUS00.

In accordance with 37 C.F.R. § 1.97(e)(1), Applicant hereby certifies that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the present statement, as evidenced by the date of the enclosed search report.

Applicant respectfully requests that the listed documents be made of record in the present case.

Respectfully submitted,

Michelle C. Replogle

Reg. No. 54,394 Customer No. 27551

ATTORNEY FOR ASSIGNEE,

M-I L.L.C.

Howrey Simon Arnold & White, LLP 750 Bering Drive Houston, TX 77057-2198 (713) 787-1569

July 28, 2004

Form PTO-1449 (modified)	Atty. Docket No. 11836.0748.NPUS	Serial No.
List of Patents and Publication	Applicant Applicant Robert L. Horton,	
AUG. 0 2 2004 (Use several sheets if n	Filing Date:	Group: 3672
U.S. Patent Documents  N/A	Foreign Patent Documents See Page 1	Other Art See Page 2

## **U.S. Patent Documents**

Exam. Init.	Ref. Des.	Document Number	Date	Name	Class	Sub Class	Filing date of App.
	Al	6,218,342	04/17/01	Patel	C09K	7/00	05/23/97
	A2						
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	A4						
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	A16						
	A17						
	A18						
	A19						
	A20						

Examiner:	DATE CONSIDERED:

EXAMINER: INITIAL IF REFERENCE CONSIDERED, WHETHER OR NOT CITATION IS IN CONFORMANCE WITH MPEP609; DRAW LINE THROUGH CITATION IF NOT IN CONFORMANCE AND NOT CONSIDERED. INCLUDE COPY OF THIS FORM WITH NEXT COMMUNICATION TO APPLICANT.

Form PTO-1449 (modified)		Atty. Docket No. 11836.0748.NPUS00	Serial No. 10/772,550	
List of Patents and Publications for	••	Applicant Robert L. Horton, et al.		
Information Disclosure Statement				
(Use several sheets if necessar	y)	Filing Date: February 3, 2004	Group: 3672	
U.S. Patent Documents  N/A	Foreign Patent Documents See Page 1		Other Art See Page 2	

# **Foreign Patent Documents**

Exam. Init.	Ref.	Document Number	Date	Country	Class	Sub	Translation
11111.	Des.	<u> </u>				Class	Yes/No
	B1	0161148 A2	08/23/01	wo	E21B	37/08	
	B2	01/61148 A3	08/23/01	wo	E21B	37/08	
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					Page 3	of 3	
Form PTO-1449 (modified)				Atty. Docket No. 11836.0748.NPUS00	Serial No. 10/772,550		
List of Patents and Publications for Applicant's  INFORMATION DISCLOSURE STATEMENT		Applicant Robert L. Horton, et al.					
1141.4	ORWATION	DISCLOSURE ST	ATEMENT	Filing Date: Group:			
	(Use se	veral sheets if necessar	ry)	February 3, 2004	3672		
U.	S. Patent I	Documents	Foreign P	atent Documents	Other Art		
	N/A	4		ee Page 1	See Page 2		
	Other A	rt (Includin	g Author,	Title, Date, Per	tinent Pages, Etc.)		
Exam.	Ref.			Citation			
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Examiner:	DATE CONSIDERED:

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